

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
McALLEN DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**PEDRO ALVARADO  
ARNOLDO ALVARADO**

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**Criminal No. M-12-1136-S3**

**GOVERNMENT'S NOTICE OF ITS INTENT  
NOT RE-TRY DEFENDANTS ON COUNT ONE**

COMES NOW the United States of America (hereinafter referred to as the "Government"), by and through Kenneth Magidson, United States Attorney, and Anibal J. Alaniz, Assistant United States Attorney, and files this notice of its intent not to re-try defendants on Count One.

**I.**

On March 21, 2014, the jury returned a guilty verdict against Pedro Alvarado and Arnolando Alvarado as to Count Two (assault on a federal officer) and Three (using and carrying a firearm during and in relation to a crime of violence) but was unable to return a unanimous verdict on Count One (attempted murder of a federal officer).

**II.**

The Court declared a mistrial as to Count One.

**III.**

The Government hereby gives notice to the Court and the defendants that it intends not to re-try the defendants on Count One of the indictment.

Respectfully submitted,

**KENNETH MAGIDSON**  
United States Attorney

/s/ Anibal J. Alaniz

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Government's Notice of its Intent to Not Re-try Defendants on Count One was on this 24<sup>th</sup> day of March, 2014 filed by ECF and sent to all counsel of record:

/s/ Anibal J. Alaniz

Anibal J. Alaniz  
Assistant United States Attorney